



FEDERAL ELECTION COMMISSION
WASHINGTON, D.C. 20463

July 30, 1999

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Carolyn Machado
Machado & Company
1312 18th Street, NW, 2nd Floor
Washington, DC 20036

RE: MUR 4891

Dear Ms. Machado:

On April 22, 1999, the Federal Election Commission received your complaint alleging certain violations of the Federal Election Campaign Act of 1971, as amended ("the Act").

After considering the circumstances of this matter, the Commission has determined to exercise its prosecutorial discretion and to take no action against the respondents. See attached narrative. Accordingly, the Commission closed its file in this matter on July 26, 1999. This matter will become part of the public record within 30 days.

The Act allows a complainant to seek judicial review of the Commission's dismissal of this action. See 2 U.S.C. § 437g(a)(8).

Sincerely,

A handwritten signature in black ink, appearing to read "F. Andrew Turley".

F. Andrew Turley
Supervisory Attorney
Central Enforcement Docket

Attachment
Narrative

2563 "563" 407 66

MUR 4891

BARBARA ALBY FOR CONGRESS

Carolyn Machado of Machado & Company alleges that Barbara Alby for Congress did not pay a \$3,349.44 debt owed to Machado & Co. in 1998, and failed to report the debt in its FEC reports. Ms. Alby lost the 1998 Primary Election in California's 3rd congressional district with 19% of the vote to Douglas Ose's 30%.

Barbara Alby For Congress responds that it has made numerous requests to Machado & Company for an itemized bill, and indicated its willingness to attempt to resolve the dispute if one is received. The response does not address the failure to report the disputed debt in its FEC reports.

This matter is less significant relative to other matters pending before the Commission.